

REMARKS

Claims 1-42 are pending.

Rejections under the judicially created doctrine of non-statutory double patenting (obviousness type)

The Office has rejected claims 1-42 under the judicially created doctrine of obviousness-type double patenting over claims 1-20 of US Patent 6,894,028, claims 1-20 of US Patent 6,800,291, and claims 1-20 of US Patent 6,887,846 all in view of US Patent 4,837,378 ("Borgman"). Applicants traverse the rejection. However, in the interests of furthering prosecution, terminal disclaimers under 37 CFR 1.132 are offered to obviate the rejections.

REQUEST FOR RECONSIDERATION

Reconsideration and withdrawal of all claim rejections are respectfully requested. Applicants believe that the present application is in condition for allowance. Should the Examiner have any questions or would like to discuss any matters in connection with the present application, the Examiner is invited to contact the undersigned at (312) 627-2126.

DyKEMA GOSSETT PLLC
10 South Wacker Drive, Suite 2300
Chicago, Illinois 60606 USA
(312) 876-1700
(312) 627-2302 (facsimile)
www.dykema.com
ipmail@dykema.com

Date:
Direct telephone calls to:

Respectfully submitted,

s/Gregory M. Zinkl

Gregory M. Zinkl, Ph.D.
Reg. No. 48,492
Attorney for Applicant

January 16, 2007
(312) 627-2126